

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 11-614
Plaintiff,)
)
v.)
) DETENTION ORDER
JOHNATHAN CASEY PHAIR,)
)
Defendant.)
_____)

Offense charged: Murder in the First Degree

Date of Detention Hearing: January 9, 2012.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged with unlawfully killing or aiding and abetting the unlawful

01 killing of an individual on tribal trust lands on the Lummi Indian Reservation in the course of
02 commission of a robbery.

03 2. Defendant was not interviewed by Pretrial Services. He does not contest entry
04 of an order of detention.

05 3. Defendant poses a risk of nonappearance due to lack of verified background
06 information. He poses a risk of danger due to criminal history and the nature and
07 circumstances of the instant offense.

08 4. There does not appear to be any condition or combination of conditions that will
09 reasonably assure the defendant's appearance at future Court hearings while addressing the
10 danger to other persons or the community.

11 It is therefore ORDERED:

12 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
13 General for confinement in a correction facility separate, to the extent practicable, from
14 persons awaiting or serving sentences or being held in custody pending appeal;

15 2. Defendant shall be afforded reasonable opportunity for private consultation with
16 counsel;

17 3. On order of the United States or on request of an attorney for the Government, the
18 person in charge of the corrections facility in which defendant is confined shall deliver
19 the defendant to a United States Marshal for the purpose of an appearance in connection
20 with a court proceeding; and

21 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
22 for the defendant, to the United States Marshal, and to the United State Pretrial Services

01 Officer.

02 DATED this 9th day of January, 2012.

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04 Mary Alice Theiler
05 United States Magistrate Judge
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